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Intellectual Property Causes
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[Handwritten signature]

Attorney Docket No. P24727

In re application of: G. FINKELSHTAIN et al.

Application No. : 10/758,081

Mail Stop Amendment

Group Art Unit: 3751

Filed : January 16, 2004

Examiner: S. O. Douglas

For : REFILLING SYSTEM FOR A FUEL CELL AND METHOD OF REFILLING A FUEL CELL

Mail Stop Amendment

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Transmitted herewith is an **Election with Traverse** in the above-captioned application.

___ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

___ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

___ A Request for Extension of Time.

X No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 117	*117	0	x 9=	\$	x 18=	\$0.00
Indep. Claims: 6	**6	0	x 44=	\$	x 88=	\$0.00
Multiple Dependent Claims Presented			+150=	\$	+300=	\$0.00
Extension Fees for ___ Month(s)				\$		\$0.00
Total:				\$	Total:	\$0.00

* If less than 20, write 20

** If less than 3, write 3

___ Please charge my Deposit Account No. 19-0089 in the amount of \$ ____.

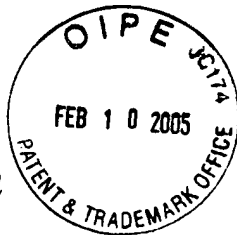
N/A A check in the amount of \$ ____ to cover the *filing/extension* fee is included.

X The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

X Any additional filing fees required under 37 C.F.R. 1.16.

X Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

[Handwritten signature]
Neil F. Greenblum Stephen M. Roylance
Reg. No. 28,394 Reg. No. 31,296



P24727.A02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : G. FINKELSHTAIN et al.)
) Art Unit: 3751
Appln. No. : 10/758,081)
) Examiner: S. O. Douglas
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For : REFILLING SYSTEM FOR A FUEL CELL AND METHOD OF
REFILLING A FUEL CELL

ELECTION WITH TRAVERSE

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop ____
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In response to the Examiner's restriction requirement of January 10, 2005, the time set for response being one month from the mailing date from the U.S. Patent and Trademark Office, i.e., February 10, 2005, Applicant hereby elects the invention of Group I, including claims 1-25, 38-85 and 97-117. The above election is made with traverse for the reasons set herein below.

In the instant Official Action, the Examiner indicated that claims 1-96 were subject to restriction under 35 U.S.C. § 121. **Applicant notes, however, that the Examiner is not correct that only claims 1-96 are pending. Pages 70-85 of the instant specification list**